

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Serial No.: 10/520,681 : PATENT APPLICATION

In re application of: :
Ralf Neuhaus et al.

Filed: 01-07-2005 : **COMMUNICATION NETWORK**
COMPRISING COMMUNICATION
Examiner: Ashok B. Patel : **COMPONENTS HAVING CLIENT AND**
SERVER FUNCTIONALITIES AND
Group Art Unit: 2449 : **SEARCH FUNCTIONS**

Confirmation No.: 5198 :

Attorney Docket No.: 2002P03767WOUS :

REQUEST FOR RECONSIDERATION

Pittsburgh, Pennsylvania 15219
December 2, 2009

Commissioner for Patents
P. O. Box 1450
Alexandria, Virginia 22313-1450

Commissioner:

Claims 8, 9, 14-18, 22-25 and 27-32 are pending in the application. The Examiner has rejected all of these claims Under Section 103(a) based upon the combination of Traversat et al. in view of Periasamy et al. Applicants request reconsideration of the rejection in light of the following comments.

Claim 8 requires “wherein a server functionality is selected for use by a client functionality using a state information comprising current utilization level of each of the server functionalities and the cost to use each of the server functionalities.” At page 7 of the Office Action the Examiner recognized that this requirement of Claim 8 is not taught or suggested by Traversat. However, he cites Column 9, lines 27-54 of Periasamy as teaching this requirement.